

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office..... **JUL 7 1982**

Returned to applicant for correction..... **SEP 17 1982**

Corrected application filed..... Map filed **SEP 23 1982** under 45723

The applicant..... **Garrett Van Diest**

Box 867..... of **Winnemucca, Nevada 89445**
Street and No. or P.O. Box No. City or Town

..... hereby make application for permission to change the

State and Zip Code No. point of diversion and place of use of a portion

Point of diversion, manner of use, and/or place of use

permit No 29458

of water heretofore appropriated under.....
(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and

identify right in Decree.)

1. The source of water is **Underground**
Name of stream, lake, underground spring or other source.

2. The amount of water to be changed **0.157 c.f.s.**
Second feet, acre feet. One second foot equals 448.83 gallons per minute.

3. The water to be used for **irrigation**
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

4. The water heretofore permitted for **irrigation**
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

5. The water is to be diverted at the following point **within the SE 1/4 SE 1/4 Section 23 T34N R37E**
Describe as being within a 40-acre subdivision of public survey and by course and
MDB&M or a point from which the East 1/4 corner of said Section 23 bears N2°32'
distance to a section corner. If on unsurveyed land, it should be stated.
E 1340 Ft

6. The existing permitted point of diversion is located within **the NE 1/4 NE 1/4 Section 29 T34N R38E**
If point of diversion is not changed, do not answer.
MDB&M or a point from which the NE corner of said Section 29 bears N22°27'E
356 feet.

7. Proposed place of use **within the SE 1/4 NE 1/4 Section 23 T34N R37E MDB&M (0.157 c.f.s.**
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.
10 acres)

8. Existing place of use **within the SW 1/4 NW 1/4, SE 1/4 NW 1/4, NW 1/4 SW 1/4, NE 1/4 SW 1/4, SW 1/4 SW 1/4, SE 1/4 SW 1/4,**
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or
Section 29 T34N R38E MDB&M (84.71 acres)
manner of use of irrigation permit, describe acreage to be removed from irrigation.

9. Use will be from **Jan. 1** to **Dec 31** of each year.
Month and Day Month and Day

10. Use was permitted from **Jan 1** to **Dec 31** of each year.
Month and Day Month and Day

11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and
specifications of your diversion or storage works.) **Water is to be diverted from a drilled**
State manner in which water is to be diverted, i.e. diversion structure, ditches,
well and pump
pipes and flumes, or drilled well, etc.

12. Estimated cost of works **\$20,000.00**

13. Estimated time required to construct works **1 year**

14. Estimated time required to complete the application of water to beneficial use 2 years

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Use map under 45723

By s/Garrett Van Diest
P.O. Box 867
Winnemucca, Nevada 89445

Compared bl/js br/ja

Protested

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion and place of use of a portion of the waters of an underground source as heretofore granted under Permit 29458, Certificate 8843, is issued subject to the terms and conditions imposed in said Permit 29458, Certificate 8843, and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a measuring device must be installed in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

The total combined amount of water granted under this permit and Permit 41482 is limited to what the well covered under the two permits is capable of producing. If certificates of appropriation are issued under this permit and Permit 41482, the total combined amount of appropriation granted in said certificates shall not exceed what the well covered under the two permits is capable of producing.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.157 cubic feet per second, but not to exceed a yearly duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources, and not to exceed 40 acre-feet annually.

Work must be prosecuted with reasonable diligence and be completed on or before April 26, 1984

Proof of completion of work shall be filed before May 26, 1984

Application of water to beneficial use shall be made on or before April 26, 1987

Proof of the application of water to beneficial use shall be filed on or before May 26, 1987

Map in support of proof of beneficial use shall be filed on or before May 26, 1987

Completion of work filed JUN 19 1984 IN TESTIMONY WHEREOF, I PETER G. MORROS,

Proof of beneficial use filed JUN 26 1984 State Engineer of Nevada, have hereunto set my hand and the seal of

Cultural map filed my office, this 26th day of APRIL,

Certificate No. 13960 Issued NOV 14 1994 A.D. 19 83